

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
AT CHARLESTON

IN RE ETHICON, INC., PELVIC  
REPAIR SYSTEM PRODUCTS  
LIABILITY LITIGATION

THIS DOCUMENT RELATES TO:

*Cases Listed in Plaintiffs' Exhibit A*

Master File No. 2:12-MD-02327  
Wave 12: MDL 2327

JOSEPH R. GOODWIN  
U.S. DISTRICT JUDGE

**NOTICE OF ADOPTION OF PRIOR RESPONSES IN OPPOSITION TO DAUBERT  
MOTION TO EXCLUDE EXPERT TESTIMONY OF TED ROTH, M.D.**

In response to Plaintiffs' notice adopting their prior *Daubert* motions as to Ted Roth, M.D. (Doc. 8740 (adopting Docs. 3658, 3668, 3857)), Defendants hereby adopt and incorporate by reference their prior responsive briefing (Doc. 3755) in opposition to the motion to exclude his testimony. Defendants respectfully request that the Plaintiffs' motion be denied for the reasons stated in the prior briefing.

This notice applies to the Wave 12 cases identified in Plaintiffs' Exhibit A.

Respectfully submitted,

/s/ William M. Gage  
William M. Gage (MS Bar No. 8691)  
Butler Snow LLP  
1020 Highland Colony Parkway  
Suite 1400 (39157)  
P.O. Box 6010  
Ridgeland, MS 39158-6010  
(601) 985-4561  
[william.gage@butlersnow.com](mailto:william.gage@butlersnow.com)

/s/ Susan M. Robinson  
Susan M. Robinson (W. Va. Bar No. 5169)  
Thomas Combs & Spann PLLC  
300 Summers Street

Suite 1380 (25301)  
P.O. Box 3824  
Charleston, WV 24338  
(304) 414-1800  
[srobinson@tcspllc.com](mailto:srobinson@tcspllc.com)

**COUNSEL FOR DEFENDANTS ETHICON,  
INC., AND JOHNSON & JOHNSON**

**CERTIFICATE OF SERVICE**

I certify that on this day, I electronically filed this document with the clerk of the court using the CM/ECF system, which will send notification of this filing to CM/ECF participants registered to receive service in this MDL.

*/s/ William M. Gage*  
COUNSEL FOR DEFENDANTS